

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

---

FAIR ISAAC CORPORATION, a  
Delaware corporation,

Court File No. 16-cv-1054 (WMW/DTS)

Plaintiff,

v.

FEDERAL INSURANCE COMPANY,  
an Indiana corporation, and ACE  
AMERICAN INSURANCE COMPANY,  
a Pennsylvania corporation,

**DEFENDANTS' MEET AND  
CONFER STATEMENT FOR THEIR  
MOTION TO EXCLUDE PORTIONS  
OF EXPERT REPORT AND  
TESTIMONY OF RANDOLPH  
BICKLEY WHITENER**

Defendants.

---

I, Terrence J. Fleming, representing the Defendants, hereby certify that:

I met and conferred with the opposing party by:

Telephone conference with: Heather Kliebenstein

On: July 25, 2019

Discussing the following motions:

**Defendants' Motion to Exclude Portions of Expert Report and Testimony of  
Randolph Bickley Whitener**

As a result of the meet-and-confer, the parties:

(Check the box that applies)



Do not agree on the resolution of any part of the motion.



Agree on all or part of the motion and request that the Court incorporate the

following agreement in an Order:

Respectfully submitted,

Dated: July 26, 2019

*s/ Terrence J. Fleming*

---

Terrence J. Fleming (#0128983)

[tfleming@fredlaw.com](mailto:tfleming@fredlaw.com)

Lora M. Friedemann (#0259615)

[lfriedemann@fredlaw.com](mailto:lfriedemann@fredlaw.com)

Leah Janus (#0337365)

[ljanus@fredlaw.com](mailto:ljanus@fredlaw.com)

Christopher D. Pham (#0390165)

[cpham@fredlaw.com](mailto:cpham@fredlaw.com)

**FREDRIKSON & BYRON, P.A.**

200 South Sixth Street, Suite 4000

Minneapolis, MN 55402-1425

(612) 492-7000 (tel.)

(612) 492-7077 (fax)

*Attorneys for Defendants*